GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Medical Education – Rules for admission into Post Graduate Medical Courses in the Medical Colleges in the State - Amendment - Issued.

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HEALTH MEDICAL AND FAMILY WELFARE (C1) DEPARTMENT

G.O.Ms.No.85 **Dated:20.07.2024**

Read the following:-

1. G.O.Ms.No.260, HM&FW (E2) Dept., dated:10.07.1997
2. G.O.Ms.No.154, HM&FW (E2) Dept., dated:12.05.2003.
3. G.O.Ms.No.83, HM & FW (E2) Dept. dated: 25.03.2006.
4. G.O.Ms.No.122, HM & FW (E2) Dept., dated:13.04.2006.
5. G.O.Ms.No.116, HM & FW (C1) Dept. dated: 12.07.2017.
6. G.O.Ms.No.150, HM & FW (C1) Dept., dated:11.12.2021.
7. G.O.Ms.No.4, HM & FW (C1) Dept., dated:12.01.2022.
8. G.O.Ms.No.206, HM & FW (C1) Dept., dated:11.08.2022.
9. G.O.Ms.No.252, HM & FW (C1) Dept., dated:07.10.2022.
10. Govt.Memo.No.2807/C.2/2024, HM&FW (C2) Department, dated:31-01-2024.
11. Report of the Committee dated.27.03.2024.

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O R D E R:

In the G.O. 1st read above, the Government have framed rules called "the Andhra Pradesh Medical Colleges (Admission into P.G. Medical Courses) Rules, 1997" for admission into P.G. Medical Courses in the State.

2. In the G.Os.2nd to 9th read above, the Government have issued certain amendments in respect of admission into P.G. Medical Courses under in-service quota.

3. The above policy for providing reservation for in-service candidates in PG Degree and Diploma courses is due to huge number of vacancies in Secondary and Tertiary Health Institutions due to shortage of specialists in various broad specialties. In order to fill up all the vacancies, it was decided to train the existing manpower i.e., Civil Assistant Surgeons with M.B.B.S qualification in Directorate of Public Health/Directorate of Secondary Health/Director Medical Education by providing in-service reservation in PG Degree and Diploma Courses.

(Contd...P.2)

4. Further, the Government have taken a decision to maintain zero vacancy policy in all the Health Institutions of the State and permitted the Health Department to fill up vacancies as and when they occur without referring to the Government vide G.O.Ms.No.188, HM&FW (D1) Department, Dt:17.07.2022. Accordingly, Government created A.P. State Medical Recruitment Board to take up recruitment of various posts in Health Department on regular basis to ensure zero vacancy at all levels for providing seamless quality healthcare services to the needy people of the State vide G.O.Ms.No.42, HM & FW (A) Department Dt:15.03.2023. As a result, considerable progress has been made in this aspect and the vacancies of specialists in various health institutions have come down substantially. Moreover, there is substantial increase in PG seats in both Government and Private Medical Colleges. This resulted in increase of availability of specialists in the State.

5. Further, it has come to the notice of the Government that some of the Medical Officers are taking advantage of in-service reservation and after acquiring P.G. Qualification going on un-authorized absence. Similarly, some of the Medical Officers are applying for double P.G. which is not useful to the Department. Hence, there is a need to look into the policy of in service reservation based on the requirement of specialists.

6. In order to streamline the system of in-service quota of P.G. Medical and Dental Courses, the Government in the reference 10th read above have constituted a Committee duly prescribing terms and references stipulated thereon and directed to submit a comprehensive proposal to Government.

7. In the report 11th read above, the Committee while submitting a report has informed that the Hon'ble Supreme Court in its Judgment dt:31.08.2020 in W.P. (C) No.196/2018 has supported the right of State Government for having in-service reservation policy to take care of availability of Specialties depending on requirement in Government Health Institutions duly sponsoring in service M.B.B.S. doctors for P.G. Programme and also opined that "on completion of the course to ensure the successful candidates serve in such areas, the State shall formulate a policy of making the in-service doctors who obtained entry in P.G.Medical Degree Courses through independent in service channel execute bonds for such sum the respective States may consider fit and proper" and made certain recommendations to the Government for issuing of necessary orders in the matter.

8. The Committee had given detailed recommendations to streamline the existing in-service reservation policy as per the present requirement of specialists in Government Health Institutions and also to ensure that the in-service candidates render service as per the terms and conditions in the bond executed after completion of PG course.

(Contd..P.3)

9. The Government after examination of the matter, hereby decides to amend the existing in-service rules.

10. Accordingly, the following Notification will be published in the Andhra Pradesh Gazette in the extraordinary issue dt.20.07.2024:

NOTIFICATION

In exercise of the powers conferred by Section 3 read with subsection (1) of Section 15 of the Andhra Pradesh Educational Institutions (Regulation of Admission and Prohibition of Capitation fee) Act, 1983 (A.P. Act.No.5 of 1983) and in super-session of the orders issued in the G.Os. 2nd to 9th read above, the Governor of Andhra Pradesh hereby makes the following amendments to the Andhra Pradesh Medical Colleges (Admission into P.G. Medical Courses) Rules, 1997 issued in G.O.Ms.No.260, HM&FW (E2) Dept., dated 10.07.1997 and as amended subsequently from time to time:

AMENDMENTS

1. In the said rules,

for sub-rule 2 of Rule (3), except the existing items (i) to (vi) under NOTE thereon, the following shall be substituted, namely:-

Out of 50% of seats in State Govt. Quota, 15% of clinical seats in General Medicine, General Surgery, Gynecology, Pediatrics, Anesthesia and Emergency Medicine specialties and 30% in nonclinical specialty seats shall be allocated to in-service candidates serving in Govt. Health Institutions in the State of Andhra Pradesh for the academic year 2024-2025.

From the academic year 2025-2026 on-wards, specialty wise requirement will be notified by the Government to the University on annual basis, subject to a maximum of 15% seats in Clinical and 30% seats in non-clinical specialties out of 50% of seats in State Govt. Quota.

(a) Eligibility Criteria under In-service Quota :

i. Candidates working on regular basis are only eligible.

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ii. Candidates shall be qualified in the NEET-PG/Super Specialty Examination conducted by the National Board of Examination as per the cut-off marks prescribed for different categories.

iii. Candidates shall complete the service of 2 years or more in Tribal Area / 3 years or more in Rural Area / 6 years or more in regular Government service as on the date of NEET PG/Super Specialty Examination notification.

(b) Deputations shall not be allowed to prosecute P.G. Diploma Courses and PG Dental courses under in-service quota.

(c) Definition of in-service candidate:

i. Minimum 2 (Two) years of regular service in any Health facilities located in tribal areas of Andhra Pradesh.

ii. Minimum 3 (Three) years of regular service in any Health facilities located in rural areas of Andhra Pradesh.

iii. Minimum 6 (Six) years of regular service in any Health facilities located in Urban Areas / combinations of service in Tribal / Rural / Urban areas in Andhra Pradesh.

Provided that un-authorised absence or absence due to leave without allowance (including leave on medical grounds) will not be counted for the purpose of calculating the minimum service.

iv. Upper Age: Candidate should not have completed 50 years of age as on the date of NEET PG/SS Examination notification for admission into P.G. Degree/Super Specialty Course.

(d) Seats allotted to in-service candidates which become vacant after second counseling will automatically reverted to non-service candidates for further counseling.

(e) The maximum duration to complete P.G. Degree Medical is six (6) years from the date of admission.

(Contd...P.5)

(f) Bond Conditions:

a. The candidates shall execute a bond (Non-Judicial Stamp Paper worth Rs.100/-) to the effect that their services are liable to be absorbed into/utilized in Directorate of Secondary Health or Directorate of Medical Education or wherever necessary depending upon the need of the Government.

b. The candidate should serve for a minimum period of 10 years after completion of in-service PG Degree/Super Specialty course in any Government institution/health facilities of the State as per the requirement of administration. The PG candidate (under bond-service) who obtained PG degree as in-service candidate, shall be permitted to prosecute super specialty course on his/her own cost, subject to condition that he/she shall serve the balance period of compulsory minimum (10) years as prescribed, immediately after completion of such Super Specialty Course.

c. In case of failure to comply with the bond conditions, he/she shall pay a penalty / compensation of Rs.50,00,000/- (Rupees Fifty Lakhs only) in addition to the pay and allowances received for the duration of studies of in-service PG/Super Specialty courses with applicable rate of interest. The bond shall be executed in the prescribed format appended to this order and shall be signed by two sureties who are income tax assesses out of whom one of them should be a Government employee to recover the bond amount from the sureties, in the event of he/her failure to comply the bond conditions.

d. The P.G. Degree/Super Specialty Certificates secured under in-service quota shall be kept in the custody of the sponsoring authority (DME/DSH/DPH&FW) till the completion of mandatory period of 10 years service.

e. The University shall take action to cancel the PG Degree of the candidate who secured under in-service quota for non rendering of services as per the bond conditions.

f. In the event of he/she leaves the course before its completion or the competent authority concludes that the in-service candidate has not shown sufficient progress in the studies or failed to complete the course in proper time or fails to resume duty even after expiry of the period of the deputation or discontinue of service at any time

(Contd...P.6)

within a period of (10) years after completion of the higher studies, it shall be lawful to the HoD concerned to make recovery of the amount (including Pay and allowances, Stipend, DA, Tuition fee etc) along with penalty and applicable interest) spent on higher studies.

2. In the said rules;
Clause (viii) of Rule -10, shall be deleted.

3. In the said rules;
In clause (xii) of Rule -11, except sub-clauses (a) (c) & (d), the following shall be substituted, namely:-

(xii) Eligibility for deputation with pay and allowances as in- service candidate to PG Medical Degree / Super Speciality:

i. The in-service candidates who are admitted in PG Medical Degree in the specialties notified by the Government and candidates who are allowed to pursue Super Specialty courses by the Government on deputation are only eligible for pay and allowances.

ii. Maximum period of deputation with pay and allowances is 36 months only in their entire service, subject to the following conditions:

a. Candidates who joined in Government service without PG Diploma/PG Degree shall be eligible to prosecute PG Medical Degree in the specialties for a period of 3 (three) years.

b. Candidates who joined in Government Service with PG Diploma shall be allowed to study PG Medical Degree in the same specialty only on deputation for a period of two years i.e., 24 months.

c. Candidates who studied PG Diploma as in service candidate shall be allowed to study PG Medical Degree in the same specialty only on deputation for a period of one year i.e, 12 months.

d. Deputation to Super Specialty courses shall be given by the Government only depending upon the requirement in Director of Medical Education institutions.

e. In pursuance of provision under Fundamental Rule 84, such of the in-service candidate admitted into P.G. Degree whose record of service is unblemished and who have not been inflicted with a major or minor penalty for any commission or omission after the date of issue of this order shall alone be entitled for salary, leave and other benefits to which they are eligible under the relevant rules.

(Contd...P.7)

f. The in-service candidate against whom disciplinary case is pending are entitled for being considered under the in-service quota. If any in-service candidate is inflicted with minor or major penalty is not eligible for salary, leave and other benefits to which they are eligible under the relevant rules. The absence of duty for pursing the studies shall be deemed as absence from the duty and such period shall be treated as 'Dies-non'.

g. Candidates who joined in Government service with PG Medical Degree in any specialty and selected Super Specialty Course shall be allowed for 36 months of deputation, subject to the usual terms and bond conditions prescribed to the in-service candidates of P.G. Medical Degree.

h. Candidates who obtained P.G. Degree either prior to entry or after entry into Government service, shall not be eligible for admission into any other Post Graduate Degree. Similarly, Candidates who obtained the qualification of Super Specialty either prior to entry or after entry into Government service, shall not be eligible for admission into any other Super Specialty course.

The existing sub-clauses (a), (c) & (d) shall be renamed as (i), (j) & (k) respectively.

11. These rules shall supersede the earlier rules/orders issued in respect of the in-service quota for admission into P.G. Degree/Diploma of Medical/Dental Courses.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.T.KRISHNA BABU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner of Printing, Stationery and Stores Purchase (Printing Wing) Department, Vijayawada (with a request to publish the Notification in the A.P.Gazette and to supply 50 copies)

Copy to: All Heads of Departments under the control of HM&FW Dept.
The Registrar, University of Health Sciences, Vijayawada.
The Director, SVIMS, Tirupati.
All Principals of Medical Colleges in the State.
The Higher Education Department.
The General Admn. (SPF) Department
The Social / Tribal / BC Welfare Department.
The Law Department.
The Finance Department.

(Contd...P.8)

The Secretary to Govt. of India, Ministry of Health and Family Welfare, New Delhi.
The OSD to Minister (HFW & ME).
The PS to Special Chief Secretary to Govt., HM&FW Dept.
SF/SC [Computer No.2328057]

//FORWARDED:: BY ORDER //

SECTION OFFICER

ANNEXURE TO G.O.Ms.No.85 , HM &FW (C) DEPT., DT. 20.07.2024.

AGREEMENT BOND FOR THE CANDIDATES ADMITTED TO PG DEGREE / SUPER SPECIALTY MEDICAL COURSES FOR THE ACADEMIC YEAR _____ UNDER IN SERVICE QUOTA.

[Non-Judicial Stamped Paper Rs.100/-]

THIS DEED OF BOND IS EXECUTED AT _____ON THIS DAY OF_____ By Name: S/O,D/O, W/O

Residing At (Permanent Address):

Mobile No:

Mail id:

AADHAR NO.

PAN No._____

IN FAVOUR OF DME/DPH&FW/DSH (Government of Andhra Pradesh)

WHEREAS the Party of the FIRST PART has applied for admission to PG Degree course / Super Specialty (Medical) course as in-service candidate and the Party of the FIRST PART has been selected to the said course.

Whereas the Party of the FIRST PART has agreed to serve the Government of Andhra Pradesh at any of the Government Institutions as ordered by the competent authority for a period of Ten (10) years after successful completion of the PG Degree/Super Specialty Course.

Whereas I am executing this bond with free will and consent without any coercion.

(P.T.O)

THE DEED OF INDEMNITY BOND WITNESSES AS FOLLOWS:

1. The Party of the FIRST PART is agreed to **pay a sum of Rs. 50,00,000 (Rupees Fifty lakhs only) in addition to** pay & allowances received during the study period with interest as applicable as on the date to the Government. The same shall be recovered from the Party of the FIRST PART by initiating the provisions under RR Act, in the event of failure of bond conditions.
2. The Party of the FIRST PART is agreed to absorb into (or) utilized his/her services in DME/DSH or in any Government Health Institution, after completion of the course.
3. The Party of the SECOND PART shall monitor the performance in the P.G.Course. If the authority found that, the Party of the FIRST PART intentionally delayed in completing the course, the Party of the SECOND PART will initiate appropriate disciplinary proceedings against the Party of the FIRST PART.
4. The University is at liberty to cancel the PG Medical Degree/Super Specialty degree of the party of the FIRST PART in violation of bond conditions.
5. The DME/DPH & FW/DSH is at liberty to initiate the criminal prosecution in the event of his/her failure to comply the bond conditions.
6. The Party of the FIRST PART shall complete the P.G. Degree Medical within a period of six (6) years from the date of admission.
7. The Party of the FIRST PART is agreed to furnish two sureties who are income tax assesses and one of them shall be a regular Government employee to recover the bond amount from the sureties, in the event of his/her failure in bond conditions.

Contd..

8. The Party of the FIRST PART shall keep the certificates in the custody of the sponsoring authority (DME/DPH&FW/DSH) till completion of Ten (10) years service

Signed on this _____ day_____Month_____Year_____

THE PARTY OF THE FIRST PART

Witnesses:

1. Signature:

Name and Address in full.

2. Signature:

Name and Address in full.

THE PARTY OF THE SECOND PART

DECLARATION

1. Name of the Candidate :
2. Name of the Institution and Place where he has worked last:
3. Designation:
4. Name of the PG Course/ super specialty course :
5. Duration of the Course :
6. Date of joining Course :
7. Whether Service / Non Service Candidate :
8. If service candidate, date of joining in-service :
9. Total service prior to joining the course :
10. Permanent Address :

I hereby declare that the above particulars are true to the best of my knowledge and I have executed the prescribed bond. If the particulars furnished above are incorrect and in the event of failure of fulfilling the bond conditions, I will abide to pay an amount of Rs.50,00,000/- (Rupees Fifty Lakhs only) in addition to pay & allowances received during the study period along with the applicable interest.

Date:

Station: **SIGNATURE OF THE CANDIDATE**

Dated:

SURETY FORM

[Non-Judicial Stamped Paper Rs.10/-]

I _____ S/o_____ executing this surety bond in favour of DME/ DPH&FW/DSH with an undertaking to pay the amount of Rs.50,00,000/- (Rupees Fifty lakhs only) and other amounts prescribed in the bond conditions by Dr.---------- in the event of his/her failure to comply the bond conditions dt.----------.

The Authority is at liberty to recover the said amount by initiating provisions of RR Act.

SIGNATURE OF THE SURETY

Witnesses:

1. Signature:

Name and Address in full.

2. Signature:

Name and Address in full.

Dated:

SURETY FORM

[Non-Judicial Stamped Paper Rs.10/-]

I _____ S/o_____ executing this surety bond in favour of DME/ DPH&FW/DSH with an undertaking to pay the amount of Rs.50,00,000/- (Rupees Fifty lakhs only) and other amounts prescribed in the bond conditions by Dr.---------- in the event of his/her failure to comply the bond conditions dt.----------.

The Authority is at liberty to recover the said amount by initiating provisions of RR Act.

SIGNATURE OF THE SURETY

Witnesses:

1. Signature:

Name and Address in full.

2. Signature:

Name and Address in full.

M.T.KRISHNA BABU
SPECIAL CHIEF SECRETARY TO GOVERNMENT